



**National Park Service
U.S. Department of the Interior**

San Juan Island
National Historical Park

P.O. Box 429
Friday Harbor, WA. 98250

Superintendent's Compendium
Of Designations, Closures, Permit
Requirements and Other
Restrictions Imposed Under
Discretionary Authority.

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Approved:

Pending comments, this document
is scheduled to be approved on
March 31, 2010.

In accordance with regulations and the delegated authority provided in Title 36, Code of Federal Regulations ("36 CFR"), Chapter 1, Parts 1-7, authorized by Title 16 United States Code, Section 3, the following provisions apply to all lands and waters administered by the National Park Service, within the boundaries of San Juan Island National Historical Park. Unless otherwise stated, these regulatory provisions apply in addition to the requirements contained in 36 CFR, Chapter 1, Parts 1-7.

Written determinations, which explain the reasoning behind the Superintendent's use of discretionary authority, as required by Section 1.5(c), appear in this document identified by italicized print.

I. 36 CFR §1.5 – VISITING HOURS, PUBLIC USE LIMITS, CLOSURES, AND AREA DESIGNATIONS FOR SPECIFIC USE OR ACTIVITIES

(a)(1) The following visiting hours and public use limits are established for all or for the listed portions of the park, and the following closures are established for all or a portion of the park to all public use or to a certain use or activity:

Visiting Hours:

1. Park grounds are open daily from dawn to 11:00 p.m.

Determination: Because the park does not have established campgrounds or the resources to manage overnight use, the park is only open for day use activities.

Public Use Limits:

2. Picnics, weddings, or other groups with more than 20 people require a permit. There is a maximum limit of 50 people per group unless otherwise authorized by the superintendent. See <http://www.nps.gov/sajh/planyourvisit/permits.htm> for specific forms and permit terms.

Determination: Groups are managed to minimize visitor conflicts and resource damage. Group events are limited by parking, facility capacity, and the nature of the location. Generally, only one group permit will be issued per area per day (i.e. South Beach, 4th of July Picnic Area, and the English Camp Parade Grounds).

3. Horse use or stock use, like horseback riding parties of any size, requires a permit. Permits are available for free and expire on December 31 of the issued calendar year. The permit will include terms of the permit and a map indicating designated riding areas.

Determination: Stock use or horseback riding can damage sensitive park resources, conflict with other park uses, and jeopardize the safety of the non-riding public. A permit allows the superintendent to orient stock users to park resources, to riding areas, and to specify horse use protocols to minimize conflicts and maximize safety.

Closures:

4. Guss Island is closed in its entirety to public use.
Determination: Guss Island is a sacred Lummi Indian site.
5. The lower parking area at 4th of July Beach picnic area is closed to vehicle entry from approximately November 1 through May 15.
Determination: During winter and spring, wet conditions make the grassy parking area surface vulnerable to vehicle damage.
6. The tidelands at English Camp bound by the dinghy dock to the north, Guss Island to the west, the park boundary to the south, and those immediately surrounding Guss Island are closed to shellfish harvesting, SCUBA diving, snorkeling, and boat anchoring.
Determination: Closure protects submerged cultural resources, reduces user group conflicts, and preserves the historic scene.
7. Overnight docking is prohibited at the English Camp dinghy dock.
Determination: Closure conforms to established park hours and lack of overnight camping resources.
8. First Lagoon, Jakle's Lagoon, and Third Lagoon are closed to all water-based recreational activities including fishing, swimming, SCUBA diving, snorkeling, and boating.
Determination: Closure protects natural resources and human safety.
9. Bicycles are prohibited on trails or service roads except (1) the decommissioned road connecting the American Camp Visitor Center parking area to the Redoubt parking area; or (2) in the southeast corner of English Camp on the short trail connecting the Roche Harbor Highlands to the Mitchell Hill DNR property.
Determination: Closure prevents resource damage and avoids conflicts with the pedestrian public that frequently use the trails and service roads.
10. The land along the bluffs and overlooking South Beach that lies within the posted "closed" signs and the split rail fences that run perpendicular to Cattle Point Road are closed to public access. Along Cattle Point Road, the closure starts approximately 1.3 miles east of the Pickett's lane intersection and extends to approximately 1.5 miles.
Determination: Closure protects the eroding soil supporting the Cattle Point Road.

(a)(2) The following areas have been designated for a specific use or activity, under the conditions and/or restrictions as noted:

1. Driftwood may only be collected at South Beach for use only as fuel for campfires and burned in a designated fire ring at South Beach.
Determination: Winter storms deposit large quantities of driftwood onto South Beach. Historical collection and burning has not negatively impacted the resource or the historic scene.
2. Use of a kite or a radio-controlled aircraft is prohibited in the park.
Determination: Restriction protects the historic scene, protects eagle and other wildlife habitat, and prevents airspace conflicts with low level aircraft landing in Friday Harbor. Prior to 2010, kite and radio-controlled aircraft activity was only authorized in a limited area of American Camp.
3. Vessels docking at the English Camp dinghy dock must be less than 20 feet in length.
Determination: Limited docking space and the lightweight dingy dock construction does not accommodate larger boats. The dock is situated in shallow tidal waters where a larger vessel would become beached and recovery activities could damage submerged cultural resources.

4. Sport activities that use objects that are tossed, kicked, or hit like bocce ball, soccer, baseball, croquet, Frisbee, or badminton, are prohibited in the following locations:
 - English Camp
 - Within 50 feet of a structure, or
 - On the parade grounds and south of the seasonal creek that bisects the historic area.
 - American Camp
 - Within 50 feet of a structure,
 - Within the parade grounds, or
 - Within the maintained Redoubt area

Determination: Restrictions protect park resources, reduce user conflicts, and preserve the historic scene.

5. The launching of non-motorized vessels, like kayaks or canoes, in Garrison Bay by non-commercial groups is allowed in the area near the dinghy dock prior to start of Bell Point Trail. In adverse weather or life safety emergencies, commercial kayaking groups may take-out in the park. Vessels and gear may not be stored in the park overnight.

Determination: Restriction protects park resources, reduces user conflicts, and preserves the historic scene.

II. 36 CFR §1.6 – ACTIVITIES THAT REQUIRE A PERMIT

(f) The following is a compilation of those activities for which a permit from the superintendent is required:

Permit information and application requests should be directed to the park special uses coordinator at SAJH_Administration@nps.gov, 360-378-2240, or by writing the superintendent at San Juan Island National Historical Park, P.O. Box 429, Friday Harbor, WA 98250.

- §2.4(d) Carry or possess a trap or net
- §2.5(a) Specimen collection (Take plant, fish, wildlife, rocks or minerals)
 - Research permit applications, instructions and related information are available at <http://www.nps.gov/sajh/planyourvisit/permits.htm>.
- §2.12 Audio Disturbances:
 - §2.12 (a)(2) Operating a chain saw in developed areas
 - §2.12 (a)(3) Operation of any type of portable motor or engine, or device powered by a portable motor or engine in non-developed areas
 - §2.12 (a)(4) Operation of a public address system in connection with a public gathering or special event for which a permit has been issued pursuant to §2.50 or §2.51
- §2.17 Aircraft and air delivery
 - §2.17 (a)(3) Delivery/retrieval of a person/object by parachute, helicopter or other airborne means
 - §2.17 (c)(1) Removal of a downed aircraft
- §2.37 Soliciting or demanding gifts, money goods or services (Pursuant to the terms and conditions of a permit issued under §2.50, §2.51 or §2.52)

- §2.38 Explosives:
 - §2.38 (a) Use, possess, store, transport explosives, blasting agents
 - §2.38 (b) Use or possess fireworks
- §2.50(a) Conduct a sports event, pageant, regatta, public spectator attraction, entertainment, ceremony, or similar events
- §2.51(a) Public assemblies, meetings, gatherings, demonstrations, parades and other public expressions of views
 - Interested parties should initially contact the superintendent's office for permit information, conditions of site availability, and a map of the public assembly areas.
 - Free permit applications, instructions and related information are available at <http://www.nps.gov/sajh/planyourvisit/permits.htm>.
 - Locations for public assemblies have been established as:
 - American Camp—the yard immediately east of the visitor contact station;
 - English Camp—the picnic grounds in the main parking area.
- §2.52(c) Sale or distribution of printer matter that is not solely commercial advertising
- §2.60(b) Livestock use
- §2.61(a) Residing on federal lands
- §2.62 Memorialization:
 - §2.62 (a) Erection of monuments (Requires approval from Regional Director)
 - §2.62 (b) Scattering ashes from human cremation
- §4.11(a) Exceeding of established vehicle load, weight and size limits
- §5.1 Advertisements - (Display, posting or distribution.)
- §5.2(b) Sale of intoxicants on private lands.
- §5.3 Engaging in or soliciting any business (Requires a permit, contract, or other written agreement with the United States, or must be pursuant to special regulations).
- §5.5 Commercial Photography/Filming:
 - Permit applications, instructions and related information are available at <http://www.nps.gov/sajh/planyourvisit/permits.htm>.
 - §5.5 (a) Commercial filming of motion pictures or television involving the use of professional casts, settings or crews, other than bona fide newsreel or news television
 - §5.5 (b) Still photography of vehicles, or other articles of commerce or models for the purpose of commercial advertisement.
- §5.7 Construction of buildings, facilities, trails, roads, boat docks, path, structure, etc.
- §6.9(a) Operation of a solid waste disposal site.
- Any other permits required by state, county or other federal agencies (inquire at the Superintendent's Office).

III. GENERAL REGULATIONS

36 CFR §2.1 – PRESERVATION OF NATURAL, CULTURAL AND ARCHEOLOGICAL RESOURCES

(c)(1), (c)(2) The following may be gathered per day by hand for personal use or consumption in accordance with the noted quantity, collection sites, and use or consumption restrictions:

- Berries – up to one quart
Determination: Exotic blackberries are abundant and provide more fruit than the public can harvest on a yearly basis. Berry collection does not negatively impact native plants or other park resources. If future monitoring indicates that such gathering or consumption is likely to cause adverse effects to park resources, then the authorization of this consumptive use will be terminated.
- Fruit from orchards, excluding the Hoffmeister and Sandwith Orchard – up to one quart
Determination: Park fruit trees, except those in the historic orchards, are not period resources and, consequently, are not actively managed for preservation. Harvesting the fruit does not negatively impact other park resources. If future monitoring indicates that such gathering or consumption is likely to cause adverse effects to park resources, then the authorization of this consumptive use will be terminated.
- Mushrooms – up to one quart
Determination: Current park mushroom harvesting levels are low, and until a further determination is made, mushroom gathering is allowed. Mushroom gathering does not negatively impact other park resources. If future monitoring indicates that such gathering or consumption is likely to cause adverse effects to park resources, then the authorization of this consumptive use will be terminated.
- Unoccupied seashells – up to one handful
Determination: Limited gathering of this resource does not adversely affect the resource. If future monitoring indicates that such gathering or consumption is likely to cause adverse effects to park resources, then the authorization of this consumptive use will be terminated.
- Beach glass—up to one handful, collected below the extreme high tide line.
Determination: Beach glass accumulates from trash washed ashore. Historic glass and ceramics are not located below the extreme high tide line. If future monitoring indicates that such gathering or consumption is likely to cause adverse effects to park resources, then the authorization of this consumptive use will be terminated.

36 CFR §2.2 – WILDLIFE PROTECTION

(e) The following areas are closed to the viewing of wildlife at night with the use of an artificial light:

- All areas of San Juan Island National Historical Park

36 CFR §2.3 – FISHING

- Certain areas have been closed to fishing are listed in section 1.5(a)(1) “Closures.”

36 CFR §2.13 – FIRES

(a) (1) The lighting or maintaining of fires is generally prohibited, except as provided for in the following designated areas and/or receptacles, and under the conditions noted:

- American Camp
 - South Beach Area: fires are only allowed within the designated fire rings.
 - Administrative camping areas: authorized groups may have fires but only in fire rings with fire extinguishing equipment immediately available.
- English Camp
 - Administrative camping areas: authorized groups may have fires but only in fire rings with fire extinguishing equipment immediately available.

(c) The Superintendent may close all or a portion of a park area to the lighting and maintaining of fires.

- During periods of high fire danger, or other periods that the state or park has placed a burn ban in effect, all outdoor burning, use of woodstoves, fireplaces, or smoking, may be restricted or prohibited.

36 CFR §2.21 – SMOKING

(a) The following portions of the park, or all or portions of buildings, structures or facilities are closed to smoking as noted:

- Smoking is prohibited in or within 25 feet of all park facilities.
Determining Factors: These restrictions are intended to reduce any possible conflict between users and the harmful effects of second hand smoke, to protect park resources, to reduce the risk of fire, and to prevent conflicts among visitor use activities.

CFR §2.23 – RECREATION FEES

(b) Recreation fees, and/or a permit, in accordance with 36 CFR part 71, are established for the following entrance fee areas and/or for the use of the following specialized sites, facilities, equipment or services, or for participation in the following group activity, recreation events, or specialized recreation uses:

Special Use Permits

- All Special Use Permits, except stock permits and those permits defined in §2.51(a), are subject to a \$75 application fee.
- A cost recovery fee of \$50 per hour may also be assessed for monitoring a Special Use Permit if during the permitted activity, park staff observes or the park receives a report of significant resource or visitor impact concerns that require a Park Ranger's presence, or if the permittee requests a Park Ranger.
- Commercial filming and commercial still photography Special Use Permits are subject to a location fee as described at <http://www.nps.gov/sajh/planyourvisit/permits.htm>.